

Final Disposition of Bills.

SUPPLEMENT.

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
H. B. No. 19.....	May 11, 1933..... 4:30 p. m.	Yeas 99 Nays 4	Yeas 27 Nays 0
H. B. No. 109.....	May 11, 1933..... 1:35 p. m.	Passed by viva voce vote	Passed by viva voce vote
H. B. No. 122.....	May 11, 1933..... 3:05 p. m.	Yeas 104 Nays 28	Yeas 28 Nays 2
H. B. No. 710.....	May 11, 1933..... 1:35 p. m.	Yeas 119 Nays 0	Yeas 24 Nays 1
H. B. No. 873.....	May 11, 1933..... 8:00 a. m.	Yeas 105 Nays 0	Yeas 29 Nays 0
H. J. R. No. 41.....	May 10, 1933..... 7:00 p. m.	Yeas 118 Nays 13	Yeas 27 Nays 1
H. J. R. No. 42.....	May 10, 1933..... 7:00 p. m.	Yeas 112 Nays 15	Yeas 22 Nays 7
H. J. R. No. 43.....	May 11, 1933..... 3:05 p. m.	Yeas 104 Nays 7	Yeas 30 Nays 0
H. C. R. No. 45.....	May 10, 1933..... 7:00 p. m.	Passed by viva voce vote	Adopted
S. B. No. 203.....	May 11, 1933..... 1:35 p. m.	Yeas 104 Nays 27	Yeas 20 Nays 8
S. B. No. 435.....	May 11, 1933..... 1:35 p. m.	Yeas 105 Nays 7	Yeas 31 Nays 0
S. B. No. 483.....	May 10, 1933..... 7:00 p. m.	Yeas 105 Nays 0	Yeas 27 Nays 0
S. C. R. No. 65.....	May 11, 1933..... 1:35 p. m.	Adopted	Adopted

W. W. HEATH, Secretary of State.

SEVENTY-THIRD DAY.

Senate Chamber,
Austin, Texas,
May 15, 1933.

The Senate met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by Lieutenant Gov-
ernor Edgar E. Witt.

The roll was called, a quorum be-
ing present, the following Senators
answering to their names:

Beck.	Duggan.
Blackert.	Fellbaum.
Collie.	Greer.
DeBerry.	Holbrook.

Hornsby.	Purl.
Martin.	Rawlings.
Moore.	Redditt.
Murphy.	Regan.
Neal.	Russek.
Oneal.	Sanderford.
Pace.	Stone.
Parr.	Woodruff.
Poage.	Woodul.
Patton.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Prayer by the Chaplain.

Pending the reading of the Jour-
nal of yesterday, the same was dis-

pensed with on motion of Senator Woodward.

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By unanimous consent, the rule relating to the introduction of general bills after the first 52 days of the session was suspended and consent was granted to introduce the following bills:

By Senator Woodward:

S. B. No. 561, A bill to be entitled "An Act declaring that all bonds, debentures, notes, collateral trust certificates, and other such evidences of indebtedness, which have been, or which may be, issued by the Federal Home Loan Bank Board, the Home Owners Loan Corporation, any Federal savings and loan association, Reconstruction Finance Corporation, the Federal Farm Loan Board, or by any Federal Land Bank or any other entity, corporation or agency now created, or hereafter to be created, by any Act or Acts of the Congress of the United States in connection with legislation for the relief of owners of mortgaged or encumbered homes, farms, ranches and other real estate, shall be lawful investments for all fiduciary and trust funds, and may be accepted as security for all public deposits where deposits of bonds or mortgages are authorized by law to be accepted; declaring such bonds, debentures, notes, collateral trust certificates, or other such evidences of indebtedness to be lawful investments for all funds which may be lawfully invested by guardians, administrators, trustees and receivers, for building and loan associations, savings departments of State banks, for banks, savings banks and trust companies chartered under the laws of Texas; for all insurance companies chartered or transacting business under the laws of Texas, where investments are required or permitted, and providing that where such bonds, notes, debentures, collateral trust certificates, or other such evidences of indebtedness are secured, in whole or in part, by mortgage, deed of trust or other valid lien upon real estate situated in this State, or where the same

may have been acquired, directly or indirectly, in exchange for, or substitution of notes, mortgages, deeds of trust or other valid liens upon real estate in this State, then such bonds, notes, debentures, collateral trust certificates, or other such evidences of indebtedness, shall be regarded, for investment purposes by insurance companies, as Texas securities, and declaring an emergency."

Read and referred to Committee on Civil Jurisprudence.

By Senator Duggan:

S. B. No. 562, A bill to be entitled "An Act to amend Acts 1929, Forty-first Legislature, Second Called Session, page 72, Chapter 42, as amended by Acts 1931, Forty-second Legislature, page 507, Chapter 282, so as to require that all commercial motor vehicles and motor busses above a certain weight-carrying capacity when stopped upon the public highways at night shall place warning signals; providing a penalty for violation; and declaring an emergency."

Read and referred to Committee on State Highways and Motor Traffic.

Senators Excused.

On motion of Senator Redditt, Senator Cousins was excused for the day on account of illness.

Senator Small was excused for the day on account of important business, on motion of Senator Woodward.

Senate Simple Resolution No. 112.

Senator Duggan sent up the following resolution:

Whereas, The banking institutions of Texas, for the protection of their business and in the proper discharge of their duty to the public, are required to carry fidelity, burglary and theft insurance; and,

Whereas, The rates for this character of insurance are not fixed by the Board of Insurance Commissioners; and,

Whereas, There is a great demand for information pertaining to the loss ratio as compared to the premium income on these risks; and,

Whereas, The statistics on this particular class of insurance, show-

ing that the rates that are now being charged are just, reasonable and adequate for the risks assumed, are not available; and,

Whereas, To insure the adequacy and reasonableness of rates, it is necessary that information be obtained concerning the classification of these risks and data compiled with reference to the loss ratio to premium income on this bank insurance; therefore, be it

Resolved by the Senate, That the Board of Insurance Commissioners be requested to request of the various insurance companies writing fidelity, burglary and theft insurance a report showing its classification of risks and premium rates on this coverage, and complete information pertaining to the loss ratio as compared to premium income; that said Board be and it is hereby requested to assemble such data and submit a report thereon to the Senate.

DUGGAN.

The resolution was read.

The rule requiring resolutions to be referred before consideration was suspended by unanimous consent.

The resolution was adopted.

Message From the Governor.

Executive Department,
Austin, Texas, May 13, 1933.
To the Forty-third Legislature:
At the request of Representatives W. E. Pope, W. Edgar Davidson, and Jos. F. Greathouse, I am submitting herewith a bill to be entitled:

"An Act amending Articles 2959 and 2960 of the 1925 Revised Civil Statutes of the State of Texas so as to eliminate the requirement of the payment of a poll tax for the year 1933 and providing for the payment of a registration fee in lieu of the poll tax for 1933 where poll tax has not been paid when this Act becomes effective; providing for voting on poll tax receipts as well as on registration fee certificates; providing for paying registration fee between January 1, 1933, and July 25, 1933; repealing all laws in conflict herewith, and declaring an emergency."

as an emergency measure for your consideration. There is an unusual number of elections to be held during the current year, and this legislation will permit many good citizens

to vote who otherwise would be denied that privilege.

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor.

Read and referred to the Committee on Civil Jurisprudence.

S. C. R. No. 75.

The Chair laid before the Senate:
S. C. R. No. 75, Relative to expending R. F. C. Funds through the Highway Department.

The resolution was read.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The resolution was adopted.

S. C. R. No. 63.

The Chair laid before the Senate:
S. C. R. No. 63, Opposing the St. Lawrence waterway treaty between Canada and the United States.

Read and adopted.

Bills Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

H. B. No. 890.	H. B. No. 264.
H. B. No. 897.	H. B. No. 296.
H. B. No. 844.	H. B. No. 360.
H. B. No. 97.	H. B. No. 399.
S. B. No. 127.	H. B. No. 450.
H. J. R. No. 14.	H. B. No. 670.
H. B. No. 154.	H. B. No. 578.
H. B. No. 182.	H. B. No. 891.
H. B. No. 280.	S. J. R. No. 30.
S. J. R. No. 3.	S. B. No. 499.
S. J. R. No. 16.	S. B. No. 315.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to concur in Senate amendments to House Bill No. 303 by a viva voce vote, and requests the appointment of a conference committee to adjust the differences between the two Houses. The following are appointed on the part of the House:

Ratliff, Kyle of Palo Pinto, Alexander, Wagstaff, Anderson of Johnson.

The House has passed the following bills:

S. B. No. 499, A bill to be entitled "An Act amending Chapter 5 of the General and Special Laws of the State of Texas passed by the Forty-second Legislature; being known as House Bill No. 6 of said Session, being 'An Act providing for open season on squirrel in Angelina and Tyler Counties' providing a penalty and declaring an emergency."

S. B. No. 148, A bill to be entitled "An Act to amend Article 1302 of the Revised Civil Statutes of the State of Texas, 1925, by adding a new section to be known as 95a to provide for the creation of corporations for the purpose of dealing in agricultural commodities, poultry, dairy products and live stock produced in the United States; enumerating the power and authority of such corporations, and declaring an emergency."

(With amendments.)

S. B. No. 315, A bill to be entitled "An Act providing for the appointment of an official court reporter in and for each district court of Bexar County, either civil or criminal by the judge of each district court of said county, either civil or criminal; providing the qualifications; providing that the salary of each of said official court reporters shall be fixed and determined by the judge so appointing such court reporter, and not otherwise; providing for the manner of payment of said salary, and out of what fund; providing for transcript fees; declaring this Act to be a special act, notices thereof having been duly published and exhibited as required by law and declaring an emergency."

S. B. No. 429, A bill to be entitled "An Act to provide and establish the two-platoon system for firemen in all cities of fifty thousand inhabitants or more in this State, according to the last preceding Federal census, and providing the number of hours such firemen shall be on duty; and providing a penalty for the violation of same, and declaring an emergency."

(With amendments.)

S. B. No. 551, A bill to be entitled "An Act amending Article 2529, Chapter 1, Title 47, Revised Statutes, as amended by Chapter 57, First

Called Session, Fortieth Legislature, as further amended by Chapter 124, General Laws, Regular Session, Forty-first Legislature, to authorize the State Depository Board to accept warrants drawn against the general revenue fund of the State as collateral to secure deposits made by the State in State Depositories, and declaring an emergency."

(With amendments.)

H. B. No. 847, A bill to be entitled "An Act making an appropriation of the sum of \$5,074.16 (five thousand, seventy-four dollars and sixteen cents), or so much thereof as may be necessary, out of the County and Road District Highway Fund of the State of Texas, to pay the expenses incurred in the administration of Chapter 13, Acts of the Third Called Session of the Forty-second Legislature, and declaring an emergency."

The House has concurred in Senate amendments to H. B. No. 280 by a viva voce vote.

The House has adopted the free conference committee report on H. B. No. 897 by a vote of 101 yeas and 22 nays.

The House has concurred in Senate amendments to H. J. R. No. 14 by a vote of 108 yeas and 7 nays.

The House has refused to concur in Senate amendments to House Bill No. 623 by a viva voce vote, and requests the appointment of a conference committee to adjust the differences between the two Houses. The following are appointed on the part of the House:

Leonard, Tarwater, Engelhard, Celaya, and Glass.

The House refused to concur in Senate amendments to House Bill No. 442 and has requested the appointment of a conference committee to consider the differences between the two Houses.

The following are appointed on the part of the House:

Kayton, James, Puryear, Lotief, and Scarbrough.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Senate Bill No. 561.

Senator Woodward received unanimous consent to suspend the regular order of business and take up the following bill:

By Senator Woodward:
S. B. No. 561, A bill to be entitled
"An Act declaring that all bonds,
debentures, notes, etc., which have
been issued, etc., in connection with
legislation for the relief of owners
of mortgages or encumbered homes,
farms, ranches, and other real estate
shall be lawful investments, etc., and
declaring an emergency."

The rule requiring committee re-
ports to lie over one day was sus-
pended by unanimous consent.

The committee report recommend-
ing that the bill be not printed was
adopted by unanimous consent.

On motion of Senator Woodward
the constitutional rule requiring bills
to be read on three several days was
suspended and S. B. No. 561 was
put on its second reading by the
following vote:

Yeas—27.

Beck.	Parr.
Blackert.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Pace.	

Absent.

Cousins. Fellbaum.

Absent—Excused.

Hopkins. Small.

The bill was read second time and
passed to engrossment.

On motion of Senator Woodward
the constitutional rule requiring bills
to be read on three several days
was suspended and S. B. No. 561
was put on its third reading and
final passage by the following vote:

Yeas—27.

Beck.	Holbrook.
Blackert.	Hornsby.
Collie.	Martin.
DeBerry.	Moore.
Duggan.	Murphy.
Greer.	Neal.

Oneal.	Regan.
Pace.	Russek.
Parr.	Sanderford.
Patton.	Stone.
Poage.	Woodruff.
Purl.	Woodul.
Rawlings.	Woodward.
Redditt.	

Absent.

Cousins. Fellbaum.

Absent—Excused.

Hopkins. Small.

Read third time and finally passed
by the following vote:

Yeas—27.

Beck.	Parr.
Blackert.	Patton.
Collie.	Poage.
DeBerry.	Purl.
Duggan.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Pace.	

Absent—Excused.

Cousins. Hopkins.
Fellbaum. Small.

S. C. R. No. 35.

The Chair laid before the Senate:
S. C. R. No. 35, Memorializing
Congress to ratify treaties relative
to the adherence of the United States
to the World Court.

The resolution was read.

The committee report recommend-
ing that the bill be not printed was
adopted by unanimous consent.

Senator Moore moved to table the
resolution. The motion prevailed
by the following vote:

Yeas—13.

DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Holbrook.	Regan.
Hornsby.	Stone.
Martin.	Woodward.
Moore.	

Nays—10.

Beck.	Pace.
Blackert.	Patton.
Greer.	Russek.
Murphy.	Sanderford.
Neal.	Woodruff.

Present—Not Voting.

Collie.

Absent.

Oneal.	Redditt.
Parr.	Woodul.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Motion to Reconsider.

Senator Martin moved to reconsider the vote by which S. C. R. No. 63 was adopted.

Senator Holbrook moved to table the motion. The motion prevailed.

Motion to Concur.

Senator Woodul moved to concur in the two House amendments to S. J. R. No. 30. The motion prevailed by the following vote:

Yeas—23.

Beck.	Patton.
Blackert.	Poage.
Duggan.	Rawlings.
Fellbaum.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Stone.
Neal.	Woodruff.
Oneal.	Woodul.
Pace.	Woodward.
Parr.	

Nays—5.

Collie.	Murphy.
DeBerry.	Purl.
Moore.	

Absent—Excused.

Cousins.	Small.
Hopkins.	

Reason for Vote.

I voted against concurring in the House amendments to S. J. R. No. 30 not because I was opposed to

such House amendments but because this vote was also a vote on final adoption of the \$20,000,000.00 bond issue which I opposed. I would have voted for these House amendments had the question been divided.

DeBERRY.

S. C. R. No. 67.

Senator Woodward sent up the following resolution:

Whereas, The Forty-third Legislature of the State of Texas will reduce the appropriations for the support of the State government and her several institutions, including the eleemosynary institutions, the educational institutions, the judiciary and State departments, from ten to twelve million dollars as compared with the appropriations made by the Forty-second Legislature; and

Whereas, The public will be interested in knowing how and in what manner the appropriations were reduced and the amount of reductions in the appropriations for the several departments of the government; and,

Whereas, It will be of interest to the general public to have a detailed statement showing how and in what manner the appropriations were reduced; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the Lieutenant Governor and the Speaker of the House each be authorized to appoint five members from each House respectively who served as members of the conference committee to adjust the differences between the two Houses on the judiciary bill, the eleemosynary bill, the educational bill and the departmental bill, as a committee to draft and report to the two Houses a detailed statement showing how and in what manner the appropriations for the several departments were reduced, together with such explanatory statements as will give full and complete information in reference thereto and that said committee be requested to make its report prior to the adjournment of the Forty-third Legislature, to the end that it may be printed in the Journal and given to the press.

WOODWARD.

The resolution was read.

The rule requiring resolutions to be referred before consideration was suspended by unanimous consent.

The resolution was adopted.

Senate Simple Resolution No. 113.

Senator Purl sent up the following resolution:

Whereas, The members of the Senate are called upon daily by their constituents for copies of laws that have been passed by the Legislature and for other information relating to such laws, which information requires a great deal of the time of Senators to obtain, and

Whereas, "Ray's Advance Session Laws," published in pamphlet form during and immediately following the Sessions of the Forty-third Legislature are published far in advance of the official edition of the laws, and already contain in the two editions heretofore issued all general laws passed during the first 100 days of this session and are now available, and subsequent editions will be delivered containing all general laws of the session, and

Whereas, Said "Ray's Advance Session Laws" are distributed to subscribers thereof throughout the State at \$10.00 per set, but the publisher is willing to accept the sum of \$4.00 per set for forty subscriptions, which is sufficient to supply each member and officer of the State Senate with a complete set of said laws, not including the first advance volume, which was furnished free to each Senator some time ago, now therefore, be it

Resolved, That this Senate of the Forty-third Legislature purchase forty sets of said "Ray's Advance Session Laws" at the price of \$4.00 per set to be delivered by Worth S. Ray, the publisher, to the Sergeant-at-Arms of the Senate, to be paid for out of the contingent fund of the Senate.

PURL.

The resolution was read.

The rule requiring resolutions to be referred before consideration was suspended by unanimous consent.

The resolution was adopted.

S. C. R. No. 45.

The Chair laid before the Senate: S. C. R. No. 45, Relative to pay-

ment of fees and costs of sheriffs, etc., in felony cases.

Read and adopted.

S. C. R. No. 58.

The Chair laid before the Senate: S. C. R. No. 58, Relative to use of Texas portion of Federal reforestation and flood control funds for country road improvement.

Read and adopted.

S. C. R. No. 60.

On motion of Senator Greer, S. C. R. No. 60 was laid on the table subject to call.

Senate Bill No. 553.

The Chair laid before the Senate on its second reading the following bill:

B. Senator Holbrook:

S. B. No. 553, A bill to be entitled "An Act making an emergency appropriation of \$1,500.00 for postage to be used by the State Department of Education during the remainder of the fiscal year ending August 31, 1933, and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 553 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Conferees Appointed.

The Chair announced the appointment of the following Senate conferees on H. B. No. 623:

Parr, Redditt, Woodward, Moore and Beck.

Executive Session Set.

Senator Martin received unanimous consent for the Senate to go into executive session at 5 o'clock p. m. today.

Senate Bill No. 556.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Greer:

S. B. No. 556, A bill to be entitled "An Act to apportion the State of Texas into congressional districts, naming the counties composing the same, and providing for the election of a member of the Congress of the United States from each district, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read second time.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

Senate Bill No. 559.

The Chair laid before the Senate by unanimous consent, the following bill:

By Senator Redditt:

S. B. No. 559, A bill to be entitled "An Act providing that where as a result of improvements made by the Federal government on lands owned by the State or by any city or county of the State, under the provisions of an Act of Congress approved March 31, 1933, and being entitled 'An Act for the relief of unemployment through the performance of useful public work and other purposes,' there accrues to the State on a sale of said land or its products a profit from the improvements so made, said profits so resulting from said improvements shall be divided equally between the State and the Federal government upon certain conditions; exempting from the provisions of this Act lands held by the State or by any county of the State for public free school or University purposes; and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Redditt, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 559 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Parr.
Blackert.	Patton.
Duggan.	Poage.
Fellbaum.	Purl.
Greer.	Rawlings.
Holbrook.	Redditt.
Hornsby.	Regan.
Martin.	Russek.
Moore.	Sanderford.
Murphy.	Stone.
Neal.	Woodruff.
Oneal.	Woodul.
Pace.	Woodward.

Nays—2.

Collie.	DeBerry.
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Absent—Excused.

Cousins.	Small.
Hopkins.	

Conference Committee Requested.

On motion of Senator Moore, the Senate refused to concur in the House amendments to S. B. No. 551 and requested the appointment of a free conference committee.

Senate Bill No. 515.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Sanderford:

S. B. No. 515, A bill to be entitled "An Act to amend Article 955, Penal Code, as amended by Chapter 257, General and Special Laws, Regular Session, Forty-first Legislature, as amended by Chapter 304, General Laws, passed at the Regular Session of the Forty-second Legislature, prohibiting the sale of fish taken from fresh water streams of certain named counties, providing means and method of taking and possessing fish from fresh water streams of said counties; defining offenses and prescribing the penalty for violation thereof; and omitting Bell County from the list of said counties; and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Sanderford, the constitutional rule requiring bills

to be read on three several days was suspended and S. B. No. 515 was put on its third reading and final passage by the following vote:

Yeas—28.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Onela.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Conferees Appointed.

The Chair announced the appointment of the following conferees on H. B. No. 303 on the part of the Senate:

Oneal, Purl, Poage, Collie, and Moore.

Recess.

On motion of Senator Russek, the Senate, at 12:01 o'clock p. m., recessed until 2 o'clock p. m.

After Recess.

The Senate met at 2 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

Personal Privilege.

Senator Moore addressed the Senate on a point of personal privilege.

Senate Bill No. 556.

The question recurred upon S. B. No. 556.

Senator Neal sent up the following amendment:

Amend S. B. No. 556 by taking Panola County out of the Third Congressional District and restoring it to the Second Congressional District.

NEAL.

Read and adopted.

Senator Holbrook sent up the following amendment:

Amend S. B. No. 556, by striking out all below the enacting clause and substituting therefor the counties as outlined on the attached map in Districts Nos. 1 to 21 inclusive.

HOLBROOK.

(Note: Districts as shown on the map include the following counties:)

District No. 1: Lamar, Red River, Bowie, Delta, Hopkins, Franklin, Titus, Morris, Cass, Camp, Marion, Wood.

District No. 2: Angelina, San Augustine, Sabine, Tyler, Jasper, Newton, Hardin, Orange, Jefferson.

District No. 3: Kaufman, Henderson, Van Zandt, Anderson, Cherokee, Leon, Houston, Trinity, Madison.

District No. 4: Grayson, Fannin, Collin, Hunt, Rockwall, Rains.

District No. 5: Dallas.

District No. 6: Johnson, Ellis, Hill, Navarro, Limestone, Freestone, Robertson.

District No. 7: Brazos, Grimes, Walker, San Jacinto, Polk, Montgomery, Liberty, Chambers, Galveston, Brazoria, Fort Bend.

District No. 8: Harris.

District No. 9: Fayette, Austin, Waller, Colorado, Lavaca, Wharton, DeWitt, Victoria, Jackson, Matagorda, Goliad, Bee, Refugio, Calhoun, Aransas, San Patricio.

District No. 10: San Saba, Lampasas, Llano, Burnet, Williamson, Blanco, Travis, Hays, Lee, Burleson, Bastrop, Caldwell, Washington.

District No. 11: Bosque, Hamilton, Coryell, McLennan, Falls, Bell, Milam.

District No. 12: Palo Pinto, Parker, Tarrant, Hood, Comanche, Somervell, Erath.

District No. 13: Wilbarger, Baylor, Wichita, Archer, Throckmorton, Young, Stephens, Clay, Montague, Cooke, Jack, Wise, Denton.

District No. 14: Bandera, Kendall, Comal, Guadalupe, Gonzales, Medina, Frio, Atascosa, Wilson, Karnes, McMullen, Live Oak, Duvall, Nueces, Jim Wells, Kleberg, Jim Hogg, Kennedy, Brooks.

District No. 15: Kinney, Uvalde, Maverick, Zavalla, Dimmitt, LaSalle, Webb, Zapata, Starr, Hidalgo, Willacy, Cameron.

District No. 16: Andrews, Martin, Howard, Mitchell, Loving, Winkler, Ector, Midland, Glasscock, El Paso, Hudspeth, Culberson, Reeves, Ward, Crane, Upton, Reagan, Jeff Davis, Pecos, Crockett, Schleicher, Sutton, Presidio, Brewster, Terrell, Val Verde, Edwards, Real.

District No. 17: Nolan, Taylor, Callahan, Eastland, Sterling, Coke, Runnels, Coleman, Brown, Mills, Irion, Tom Green, Concho, McCulloch, Menard, Mason, Kimble, Gillespie, Kerr.

District No. 18: Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Farmer, Castro, Swisher, Briscoe, Hall, Childress, Hardeman, Motley, Cottle, Foard.

District No. 19: Bailey, Lamb, Hale, Floyd, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Fisher, Jones, Shackelford.

District No. 20: Bexar.

District No. 21: Upshur, Smith, Gregg, Harrison, Panola, Nacogdoches, Rusk, Shelby.

The amendment was read.

Senator Moore moved the previous question on the amendment. The motion prevailed by the following vote:

Yeas—12.

Beck.
Collie.
DeBerry.

Martin.
Moore.
Murphy.

Oneal. Regan.
Poage. Stone.
Purl. Woodward.

Nays—9.

Blackert. Parr.
Holbrook. Patton.
Hornsby. Redditt.
Neal. Sanderford.
Pace.

Present—Not Voting.

Fellbaum. Greer.

Absent.

Duggan. Woodruff.
Rawlings. Woodul.
Russek.

Absent—Excused.

Cousins. Small.
Hopkins.

The amendment was lost by the following vote:

Yeas—6.

Blackert. Murphy.
Holbrook. Pace.
Hornsby. Sanderford.

Nays—18.

Beck. Patton.
Collie. Poage.
DeBerry. Purl.
Duggan. Rawlings.
Fellbaum. Regan.
Greer. Russek.
Moore. Stone.
Oneal. Woodruff.
Parr. Woodward.

Absent.

Redditt. Woodul.

Absent—Excused.

Cousins. Small.
Hopkins.

(Pair Recorded.)

Senator Neal (present) who would vote nay, with Senator Martin (absent) who would vote yea.

Senator Hornsby sent up the following amendment:

Amend Senate Bill No. 559 by taking Lampasas and Llano Counties from District No. 21, and placing said counties in District No. 10.

HORNSBY.

The amendment was read.

Senator Stone moved to table the amendment. The motion prevailed by the following vote:

Yeas—8.

Fellbaum. Regan.
Martin. Russek.
Parr. Stone.
Poage. Woodruff.

Nays—7.

Blackert. Neal.
Holbrook. Patton.
Hornsby. Sanderford.
Murphy.

Present—Not Voting.

Beck. Pace.
Collie. Purl.
DeBerry. Redditt.
Greer. Woodul.
Moore. Woodward.

Absent.

Duggan. Rawlings.
Oneal.

Absent—Excused.

Cousins. Small.
Hopkins.

Senator Sanderford sent up the following amendment:

Amend by taking Hamilton County out of the 17th District and returning same to the 11th District.
SANDERFORD.

The amendment was read.

Senator Woodruff moved to table the amendment. The motion prevailed by the following vote:

Yeas—12.

Duggan. Patton.
Fellbaum. Poage.
Greer. Regan.
Moore. Stone.
Murphy. Woodruff.
Parr. Woodward.

Nays—5.

Blackert. Martin.
Holbrook. Sanderford.
Hornsby.

Present—Not Voting.

Beck. Pace.
Collie. Purl.
DeBerry. Russek.
Oneal. Woodul.

Absent.
Neal. Redditt.
Rawlings.

Absent—Excused.

Cousins. Small.
Hopkins.

Senator Martin sent up the following amendment:

Amend S. B. No. 556 by taking Johnson County out of the 12th Congressional District and placing the same into the Sixth Congressional District; and by taking Brazos County out of the Sixth Congressional District and placing the same into the Seventh Congressional District.

MARTIN.

The amendment was read.

Senator Woodruff moved the previous question on the amendment and the engrossment of the bill. The motion prevailed by the following vote:

Yeas—15.

Collie. Poage.
DeBerry. Purl.
Duggan. Regan.
Fellbaum. Russek.
Moore. Stone.
Murphy. Woodruff.
Oneal. Woodward.
Parr.

Nays—9.

Beck. Pace.
Blackert. Patton.
Holbrook. Sanderford.
Hornsby. Woodul.
Martin.

Present—Not Voting.

Greer.

Absent.

Neal. Redditt.
Rawlings.

Absent—Excused.

Cousins. Small.
Hopkins.

The amendment was lost by the following vote:

Yeas—10.

Greer. Holbrook.
Hornsby. Martin.

Neal. Russek.
Parr. Sanderford.
Patton. Woodward.

Nays—11.

Collie. Oneal.
DeBerry. Pace.
Duggan. Poage.
Fellbaum. Purl.
Moore. Regan.
Murphy.

Present—Not Voting.

Redditt. Woodul.
Stone.

Absent.

Beck. Rawlings.
Blackert. Woodruff.

Absent—Excused.

Cousins. Small.
Hopkins.

The bill was passed to engrossment by the following vote:

Yeas—19.

Collie. Patton.
Duggan. Poage.
Fellbaum. Purl.
Greer. Redditt.
Moore. Regan.
Murphy. Sanderford.
Neal. Stone.
Oneal. Woodul.
Pace. Woodward.
Parr.

Nays—4.

Blackert. Hornsby.
Holbrook. Russek.

Present—Not Voting.

DeBerry. Martin.

Absent.

Beck. Woodruff.
Rawlings.

Absent—Excused.

Cousins. Small.
Hopkins.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 556 was put on its third reading and final passage by the following vote:

Yeas—22.

Collie.	Parr.
DeBerry.	Patton.
Duggan.	Poage.
Fellbaum.	Purl.
Greer.	Redditt.
Martin.	Regan.
Moore.	Russek.
Murphy.	Sanderford.
Neal.	Stone.
Oneal.	Woodul.
Pace.	Woodward.

Nays—2.

Holbrook.	Hornsby.
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Absent.

Beck.	Rawlings.
Blackert.	Woodruff.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Read third time and finally passed
by the following vote:

Yeas—18.

Collie.	Patton.
Duggan.	Poage.
Fellbaum.	Purl.
Greer.	Redditt.
Moore.	Regan.
Murphy.	Russek.
Neal.	Stone.
Oneal.	Woodul.
Pace.	Woodward.
Parr.	

Nays—4.

Blackert.	Hornsby.
Holbrook.	Woodruff.

Present—Not Voting.

DeBerry.	Martin.
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Absent.

Beck.	Sanderford.
Rawlings.	

Absent—Excused.

Cousins.	Small.
Hopkins.	

Senate Bill No. 340.

The question recurred upon the
motion by Senator Moore to suspend
the regular order of business and
take up S. B. No. 340.

Senator Woodruff moved the previous
question on the motion. The
motion for the previous question pre-
vailed by the following vote:

Yeas—17.

Beck.	Patton.
Duggan.	Poage.
Fellbaum.	Rawlings.
Greer.	Regan.
Holbrook.	Stone.
Murphy.	Woodruff.
Oneal.	Woodul.
Pace.	Woodward.
Parr.	

Nays—4.

Blackert.	Hornsby.
Collie.	Neal.

Present—Not Voting.

DeBerry.	Purl.
Martin.	Russek.
Moore.	

Absent.

Redditt.	Sanderford.
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Absent—Excused.

Cousins.	Small.
Hopkins.	

The motion to take up the bill
prevailed by the following vote:

Yeas—25.

Beck.	Parr.
Collie.	Patton.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.
Pace.	

Nays—2.

DeBerry.	Poage.
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Absent.

Blackert.	
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Absent—Excused.

Cousins.	Small.
Hopkins.	

The Chair laid before the Senate on its second reading the following bill:

By Senator Moore:

S. B. No. 340, A bill to be entitled "An Act amending Article 2688 of the Revised Civil Statutes of Texas, 1925, as amended by Acts, 1931, H. B. No. 904, Chapter 357, General Laws of the Regular Session of the Forty-second Legislature (same likewise appearing printed as H. B. No. 904, Chapter 212, page 426, Special Laws of the Regular Session of the Forty-second Legislature) and as further amended by Acts, 1932, H. B. No. 51, Chapter 21, pages 47 and 48, of the Third Called Session of the Forty-second Legislature, establishing the office of county superintendent of public instruction and providing that the commissioners court of every county which has three thousand (3000) scholastic population or more, as shown by the preceding scholastic census, shall, at the next general election after 1934, and likewise each four years thereafter, provide for the election of a county superintendent of public instruction to serve for a term of four (4) years; etc., and declaring an emergency."

The four committee amendments were adopted.

The bill was read second time.

Senator Murphy sent up the following amendment:

Amend S. B. No. 340 by inserting the words "the general election of 1934," wherever the words "the next general election after 1934" appear, and amend the caption to conform.

MURPHY.

The amendment was read.

Senator Moore moved to table the amendment. The motion prevailed by the following vote:

Yeas—15.

Blackert.	Patton.
Duggan.	Rawlings.
Greer.	Regan.
Hornsby.	Sanderford.
Moore.	Stone.
Neal.	Woodruff.
Pace.	Woodul.
Parr.	

Nays—9.

Collie.	Poage.
DeBerry.	Purl.
Fellbaum.	Russek.
Holbrook.	Woodward.
Murphy.	

Present—Not Voting.

Martin.

Absent.

Beck.	Redditt.
Oneal.	

Absent—Excused.

Cousins.	Small.
Hopkins.	

Messages From the House.

Hall of the House of Representatives,
Austin, Texas, May 15, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 134, A bill to be entitled "An Act to amend Section 15, Article 7047, of the Revised Civil Statutes of 1925, defining money lenders and fixing an annual tax of one hundred and fifty dollars (\$150) for each place of business, and declaring an emergency."

H. B. No. 546, A bill to be entitled "An Act amending Article 6377, Revised Civil Statutes of Texas, 1925, so as to provide that passenger trains, carrying troops of the Organized Militia, the National Guard, and trains handling troops and equipment of the United States Government, shall be permitted to place baggage cars and other cars carrying troop train equipment and military supplies within the train, in such manner as may be directed by the military authorities, and declaring an emergency."

H. B. No. 692, A bill to be entitled "An Act to amend Article 1659, Chapter 6, Title 19, of the Revised Criminal Statutes of the State of Texas, 1925, relating to separate coaches for the accommodation of white and negro passengers so as to include commercial motor vehicle within the terms of the Act; and declaring an emergency."

H. B. No. 729, A bill to be entitled "An Act to amend Act to authorize the withdrawal or exclusion of lands from improvement districts, created for any of the purposes authorized and contemplated by Section 59, Article XVI, of the Constitution; prescribing the methods authorizing creation of subsidiary districts; prohibiting creating additional debt of subsidiary districts, etc., and declaring an emergency."

H. B. No. 881, A bill to be entitled "An Act to amend Chapter 6, of Title 42, of the Revised Civil Statutes of the State of Texas, which said Chapter relates to rules of practice and procedure in certain district courts, by changing the first or definitive paragraph of said Chapter, said paragraph being the paragraph of Article 2092 which immediately precedes Section 1 of said Article 2092, so as to make said Chapter and all of its terms applicable also to counties having four or more district courts and lying west of the ninety-eighth meridian of longitude, in addition to counties to which said Chapter and its terms are now applicable, and declaring an emergency."

H. B. No. 770, A bill to be entitled "An Act further prescribing the powers and duties of the Railroad Commission of Texas in respect to conservation of oil and gas, and the regulation of production, storage, transportation, and refining thereof; amending Section 3, Chapter 26, of the Acts of the Forty-second Legislature, First Called Session, and changing the provisions of said Section so that in addition to any penalty that may be imposed by the Commission for contempt for the violation of its rules, any person, firm, corporation, joint stock association, or any officer, agent, or employee thereof, violating any provision of this Act, or Title 102, of the Revised Civil Statutes of 1925, or of any of the rules, regulations, or orders of said Commission made in pursuance thereof, shall be subject to a penalty of not more than twenty-five hundred dollars (\$2,500.00) for each and every day of such violation, and in lieu thereof, in case of violation of any proration order, a penalty not less than the value of the oil produced in excess of the Commission's

order, or more than twice the value thereof, etc., and declaring an emergency."

H. B. No. 867, A bill to be entitled "An Act amending Articles 7245, 7246, 7247, 7248, and 7249, of the 1925 Revised Civil Statutes of Texas, by providing for the election, oath, and bond of the office of assessor and collector of taxes, as combined by the recent amendment to the Constitution; providing that Articles 7181 to 7359, inclusive, of Title 122, of the 1925 Revised Civil Statutes of Texas, including all amendments, as well as the 1925 Revised Civil Statutes, shall be so construed as to carry out the purpose of the constitutional amendment providing for one officer, and that the words 'assessor,' 'assessor of taxes,' 'collector,' 'collector of taxes,' or 'tax collector' shall refer to and mean one office or officer; repealing Articles 7177, 7178, 7179, and 7180, of Title 122, of the 1925 Revised Civil Statutes of Texas; and declaring an emergency."

H. B. No. 886, A bill to be entitled "An Act to amend Article 1667, of the Revised Civil Statutes of Texas for 1925, as amended by H. B. No. 59, Chapter 38, of the Second Called Session of the Forty-second Legislature, so that the provisions of said Article shall hereafter extend to all counties containing a population of one hundred and ten thousand (110,000), or more, as shown by the preceding Federal census, and declaring an emergency."

H. B. No. 887, A bill to be entitled "An Act providing for rural school supervisors in certain counties, in lieu of teachers' institutes; prescribing the duties of said supervisors, and how it shall be paid; prescribing other things incidental to said purposes; and declaring an emergency."

H. B. No. 893, A bill to be entitled "An Act providing for the taking of fish from the fresh waters of Cooke County, Texas, and making it unlawful to take any such fish except by ordinary hook and line, or by seine, or net, the mesh of which is less than one and one-half inches square; providing that seines and nets may be used only during the month of August, etc., and declaring an emergency."

H. B. No. 895, A bill to be entitled "An Act making it unlawful for any person to hunt, trap, kill, or attempt to kill, by any means whatsoever, any wild turkey in the Counties of Guadalupe and Comal for a period of five (5) years, etc., and declaring an emergency."

H. B. No. 900, A bill to be entitled "An Act to validate, ratify, approve, confirm, and declare enforceable all levies and assessments of ad valorem taxes heretofore made by independent school districts in this State, in counties having a population of not less than 16,563, and not more than 16,963, according to the last preceding Federal census, not in excess of the limit now provided by law, which are void or unenforceable because the same were made and adopted by resolution, motion, or other informal action, and because of the failure of the governing body of such districts to appoint the proper and statutory board of equalization; and which are insufficient, and void, or unenforceable on account of technical irregularities in the manner of preparing the books and reports of assessors assessing such property; etc., and declaring an emergency."

H. B. No. 903, A bill to be entitled "An Act designating fur-bearing animals; declaring them the property of the State; declaring a five-year closed season on wild fox in Van Zandt County, and providing a penalty for violation of this Act, etc."

H. B. No. 920, A bill to be entitled "An Act to prohibit the use of a steel trap for taking fur-bearing animals or the setting of any steel trap in San Augustine and Sabine Counties, with certain exceptions; providing a penalty; repealing all laws in conflict therewith, and declaring an emergency."

H. B. No. 921, A bill to be entitled "An Act declaring that where any land was titled prior to the adoption of the common law, and there has been a judicial finding that the original grantee abandoned said land prior to the adoption of the common law it shall be conclusively presumed that those now claiming said land under said original grantee or his heirs by conveyance or judgment is vested with all title which was originally vested in said grantee."

H. B. No. 929, A bill to be entitled

"An Act authorizing Dallas County Arcadia Fresh Water Supply District No. 1 to incur indebtedness evidenced by contract, agreement, notes, or warrants, and to borrow money from Reconstruction Finance Corporation, for any purpose incident to its powers and functions, including the construction of repairs, replacements, and extensions to its water systems, and to pay off from and to pledge for the payment thereof, any part of its income or revenues, and to mortgage its properties and facilities; providing for an election to authorize the incurring of indebtedness, and validating any election heretofore held in compliance with the provisions of this Act, etc., and declaring an emergency."

H. B. No. 926, A bill to be entitled "An Act providing for open seasons for the taking and killing of squirrels in Kaufman County during the months of May, June, July, October, November, and December, of each year; providing the penalty for violation of said Act, and declaring an emergency."

H. B. No. 923, A bill to be entitled "An Act to empower certain cities in this State, therein defined, to build, construct, own, maintain, and operate a bridge or bridges over and across any stream, inlet, or arm of the Gulf of Mexico or entrance channel to a port in said city and to enact all necessary and reasonable ordinances, providing rules and regulations for the operation of same, and providing that no such bridge constructed, maintained, and operated over any entrance channel to any port operated by any navigation district without a permit from the navigation and canal commissioners of said district upon conditions fixed by said permit, and providing that said navigation and canal commissioners shall have the power to prescribe reasonable rules and regulations for the operation of said bridge and direct control over the mechanical facilities of said bridge for the clearance of the channel for ingress and egress of vessels to said port, and further granting to said city in connection with the construction of such bridge the power to fill in and reclaim any of its submerged lands along its water front, and to build and construct sea walls, breakwaters,

or shore protection to the same, and to construct water mains, gas mains, storm sewers, sanitary sewers, sidewalks, streets, and other like improvements thereon, and to rent, lease, sell, or grant franchises for the use of same, and to dredge out, construct, and maintain any extension of any channel in connection with such deep water port within said city, and granting said city the power for all of said purposes to borrow money from the Federal government or any of its agencies created for the purpose of making such loan or otherwise obtain such funds, and to encumber said properties and facilities and the net revenues and income of same to secure payment of said funds, and to make sale of all or parts of the reclaimed area; to pledge and encumber said net income and revenues and to provide for foreclosure and for a franchise to the purchaser under foreclosure, and to issue evidences of indebtedness secured thereby, prescribing the limitation upon said evidences of indebtedness and encumbrances, and providing that same shall be solely a charge upon the property encumbered and the net revenues and income thereof shall not be a debt of said city under the Constitution, and providing that the holder of said indebtedness shall not have the right to demand the payment of said obligation out of any funds raised by taxation, prescribing the provisions of said encumbrances and evidences of indebtedness while so encumbered and, after default, limiting the provisions of this Act to loans secured from the Reconstruction Finance Corporation or other like agency of the Federal government, and providing that Chapter 163, Acts, Forty-second Legislature, applicable to a city acting under the provisions of this Act, enabling State Highway Commission to provide part or all of the cost, providing a saving clause, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 932, A bill to be entitled "An Act permitting the taking of pelts of fur-bearing animals for the purpose of sale in Houston County during the months of December and January; making it unlawful to take

such pelts or to employ a steel trap for taking any fur-bearing animals during any other months than December and January; providing a penalty, etc.; and declaring an emergency."

H. B. No. 933, A bill to be entitled "An Act providing in counties having more than seventy-four thousand four hundred (74,400) inhabitants and less than seventy-four thousand four hundred and twenty-five (74,425) inhabitants, according to the last or any subsequent Federal census, providing for the election, oath, and bond of the office of assessor and collector of taxes, as combined by the recent amendment to the Constitution; providing that Articles 7181 to 7359, inclusive, Title 122, of the 1925 Revised Civil Statutes of Texas, including all amendments, as well as the 1925 Revised Civil Statutes, shall be so construed as to carry out the purposes of the constitutional amendment providing for one office, and the words 'assessor,' 'assessor of taxes,' 'collector,' 'collector of taxes,' or 'tax collector,' shall refer to and mean one office, or officer; repealing Articles 7245, 7246, 7247, 7248, and 7249, of the 1925 Revised Civil Statutes of Texas, etc.; and declaring an emergency."

H. B. No. 934, A bill to be entitled "An Act conferring additional powers on the boards of trustees of independent school districts situated in counties having a population, according to the latest Federal census of more than 22,000 and less than 22,100 by providing that the boards of trustees of such districts may issue refunding warrants in lieu of eligible vouchers as defined herein, issued prior to January 1, 1932, prescribing the duties of the boards of trustees in reference to the issuance of said refunding warrants, expressly authorizing and validating said outstanding eligible vouchers and refunding warrants issued in lieu thereof; etc.; and declaring an emergency."

H. B. No. 937, A bill to be entitled "An Act validating bonds of cities and towns issued for the purchase, construction, improvement, or repair of any light, gas, water, or sewer system owned and operated by such city or town, under authority of

Chapter 314, of the General Laws passed by the Forty-second Legislature at its Regular Session, in 1931, where such bonds have been approved, as to legality and purpose, by the Reconstruction Finance Corporation; validating the sale of such bonds, and declaring the same legal obligations upon the properties encumbered to secure their payment; providing and authorizing the issuance, sale, and delivery of any such bonds heretofore authorized pursuant to this statute; etc.; and declaring an emergency."

H. B. No. 938, A bill to be entitled "An Act amending Article 1456, of the Penal Code of the State of Texas, 1925, so as not to exempt Jasper and Newton Counties from the provisions of certain articles of the Penal Code; and declaring an emergency." (Relative to hide inspections, etc.)

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, May 15, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has failed to pass to engrossment by a vote of 48 yeas and 69 nays the following bill:

H. B. No. 368, A bill to be entitled "An Act prohibiting the operation of, or permitting the operation of, any freight train consisting of more than seventy (70) freight cars or other cars, exclusive of caboose, and prohibiting the operation of any passenger train consisting of more than fourteen (14) cars on any line or road, or any portion thereof, in the State of Texas, by any person, firm, association, company, or corporation operating any railroad in the State of Texas; fixing a penalty for the violation of this Act, and providing for the Attorney General to recover, in the name of the State of Texas, in any county through which said railroad may be run or operated, and making an exception in certain cases to the provisions of this Act; and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

House Bills Referred.

H. B. No. 729, referred to Committee on Mining, Irrigation and Drainage.

H. B. No. 847, referred to Committee on State Highways and Motor Traffic.

H. B. No. 938, referred to Committee on Stock and Stock Raising.

H. B. No. 867, referred to Committee on State Affairs.

H. B. No. 937, referred to Committee on Civil Jurisprudence.

H. B. No. 934, referred to Committee on Educational Affairs.

H. B. No. 933, referred to Committee on Counties and County Boundaries.

H. B. No. 932, referred to Committee on Game and Fish.

H. B. No. 929, referred to Committee on Civil Jurisprudence.

H. B. No. 926, referred to Committee on Game and Fish.

H. B. No. 923, referred to Committee on Towns and City Corporations.

H. B. No. 921, referred to Committee on Civil Jurisprudence.

H. B. No. 920, referred to Committee on Game and Fish.

H. B. No. 903, referred to Committee on Game and Fish.

H. B. No. 900, referred to Committee on Educational Affairs.

H. B. No. 895, referred to Committee on Game and Fish.

H. B. No. 893, referred to Committee on Game and Fish.

H. B. No. 887, referred to Committee on Educational Affairs.

H. B. No. 886, referred to Committee on Counties and County Boundaries.

H. B. No. 881, referred to Committee on Civil Jurisprudence.

H. B. No. 770, referred to Committee on Criminal Jurisprudence.

H. B. No. 692, referred to Committee on State Highways and Motor Traffic.

H. B. No. 546, referred to Committee on State Highways and Motor Traffic.

H. B. No. 134, referred to Committee on State Affairs.

Executive Session.

At 5 o'clock p. m., the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Governor's Nominations, beg to report that we have considered the appointees recommended by the Governor, and I, as chairman of said committee, am instructed to recommend that the following named persons for the following named positions be in all things confirmed:

To be Members of Board of Directors of Texas College of Arts and Industries of Kingsville:

Hon. G. A. Parr, Alice, Jim Wells County, Texas.

Hon. Jas. Dougherty of Beeville, Bee County, Texas.

Hon. Richard Ruckman of Karnes City, Karnes County, Texas.

To be Members of State Parks Board:
Hon. Pat M. Neff of Waco, McLennan County, Texas.

Hon. Gus F. Urbantke of Austin, Travis County, Texas.

Respectfully submitted,

MARTIN, Chairman.

Adopted.

Motion to Concur.

On motion of Senator Collie, the Senate concurred in the House amendment to S. B. No. 454, by the following vote:

Yeas—28.

Beck.	Pace.
Blackert.	Parr.
Collie.	Patton.
DeBerry.	Poage.
Duggan.	Purl.
Fellbaum.	Rawlings.
Greer.	Redditt.
Holbrook.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Cousins.	Small.
Hopkins.	

Conference Committee Requested.

On motion of Senator Woodul, the Senate refused to concur in House amendments to S. B. No. 429, and requested the appointment of a Free Conference Committee.

The Chair appointed the following on the part of the Senate:

Woodul, Sanderford, Martin, DeBerry, and Collie.

Senate Bill No. 340.

The question recurred upon S. B. No. 340.

Senator Woodruff moved to reconsider the vote by which the amendment by Senator Murphy was tabled.

Recess.

On motion of Senator Russek, the Senate, at 6:01 o'clock p. m., recessed until 10 o'clock tomorrow morning.

APPENDIX.**Committee on Enrolled Bills.**

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. J. R. No. 3, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills have had S. J. R. No. 16, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 12, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 127, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. J. R. No. 30, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 499, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 315, carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, May 13, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 552, carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 561, carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 63, carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 58, carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 45, carefully examined and compared and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 553, carefully examined and compared, and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 559, carefully examined and compared, and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 556, carefully examined and compared, and find same correctly engrossed.

REGAN, Chairman.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 515, carefully examined and compared, and find same correctly engrossed.

REGAN, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, May 15, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Internal Improvements, to whom was referred

S. B. No. 559, A bill to be entitled "An Act providing that where as a result of improvements made by the Federal government on lands owned by the State or by any city or county of the State, under the provisions of an Act of Congress approved March 31, 1933, and being entitled 'An Act for the relief of unemployment through the performance of useful public work and other purposes,' there accrues to the State on a sale of said land or its products a profit from the improvements so made, said profits so resulting from said improvements shall be divided equally between the State and the Federal government upon certain conditions; exempting from the provisions of this Act lands held by the State or by any county of the State for public free school or University purposes; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, May 15, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 560, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas which levies are unenforceable because of failure of the governing bodies of such respective incorporated cities and towns to make such levy by ordinance, and which are unenforceable because of the failure of such governing bodies to appoint the statutory board of equalization, or where the city council, city commission or other governing body of such incorporated city or town have acted as a board of equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town; making this Act applicable only to counties having a population of twelve thousand (12,000) to twelve thousand and five hundred (12,500) according to

the last preceding United States census; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

COLLIE, Chairman.

Committee Room,

Austin, Texas, May 15, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 558, A bill to be entitled "An Act abolishing the office of District Attorney for the Thirtieth Judicial District, comprised of Young, Archer, and Wichita Counties, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WOODUL, Chairman.

Committee Room,

Austin, Texas, May 15, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 561, A bill to be entitled "An Act declaring that all bonds, debentures, notes, collateral trust certificates, and other such evidences of indebtedness, which have been, or which may be issued by the Federal Home Loan Bank Board, the Home Owners Loan Corporation, any Federal savings and loan association, Reconstruction Finance Corporation, the Federal Farm Loan Board or by any Federal land bank, or any other entity, corporation or agency now created, or hereafter to be created, by any act or acts of the Congress of the United States in connection with legislation for the relief of owners of mortgaged or encumbered homes, farms, ranches and other real estate, shall be lawful investments for all fiduciary and trust funds, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WOODWARD, Chairman.

Final Disposition of Bills.

SUPPLEMENT.

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
S. B. No. 244.....	May 13, 1933..... 11:05 a. m.	Yeas 108 Nays 0	Yeas 28 Nays 3
S. B. No. 251.....	May 13, 1933..... 11:05 a. m.	Yeas 98 Nays 20	Passed by viva voce vote
S. B. No. 292.....	May 13, 1933..... 11:05 a. m.	Yeas 109 Nays 0	Yeas 29 Nays 0
S. B. No. 334.....	May 12, 1933..... 11:25 a. m.	Yeas 105 Nays 3	Yeas 28 Nays 3
S. B. No. 388.....	May 13, 1933..... 11:05 a. m.	Yeas 103 Nays 0	Yeas 25 Nays 0
S. B. No. 465.....	May 13, 1933..... 9:00 a. m. Not approved by Governor	Yeas 105 Nays 0	Yeas 30 Nays 0
S. B. No. 529.....	May 13, 1933..... 11:05 a. m.	Yeas 102 Nays 3	Yeas 22 Nays 0
S. B. No. 537.....	May 13, 1933..... 11:05 a. m.	Yeas 102 Nays 0	Yeas 29 Nays 0
S. C. R. No. 36.....	May 13, 1933..... 11:05 a. m.	Adopted	Adopted
S. C. R. No. 37.....	May 13, 1933..... 11:05 a. m.	Adopted	Adopted
S. C. R. No. 56.....	May 13, 1933..... 11:05 a. m.	Adopted	Passed by viva voce vote
H. B. No. 62.....	May 13, 1933..... 11:05 a. m.	Yeas 112 Nays 2	Yeas 31 Nays 0
H. B. No. 133.....	May 13, 1933..... 11:05 a. m.	Yeas 104 Nays 0	Yeas 25 Nays 0
H. B. No. 136.....	May 13, 1933..... 11:05 a. m.	Passed by viva voce vote	Yeas 21 Nays 4
H. B. No. 262.....	May 13, 1933..... 11:05 a. m.	Yeas 110 Nays 0	Yeas 25 Nays 2
H. B. No. 294.....	May 13, 1933..... 11:05 a. m.	Yeas 108 Nays 1	Yeas 31 Nays 0
H. B. No. 790.....	May 13, 1933..... 11:05 a. m.	Yeas 111 Nays 0	Yeas 27 Nays 0
H. B. No. 799.....	May 13, 1933..... 11:05 a. m.	Yeas 107 Nays 6	Yeas 28 Nays 0
H. B. No. 827.....	May 13, 1933..... 11:05 a. m.	Yeas 110 Nays 0	Yeas 27 Nays 0
H. B. No. 845.....	May 13, 1933..... 11:05 a. m.	Yeas 117 Nays 0	Yeas 22 Nays 3

SUPPLEMENT—(Continued).

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
H. C. R. No. 7.....	May 13, 1933..... 11:05 a. m.	Adopted	Adopted
H. C. R. No. 18.....	May 13, 1933..... 11:05 a. m.	Adopted	Adopted
H. C. R. No. 21.....	May 13, 1933..... 11:05 a. m.	Passed by viva voce vote	Adopted
H. C. R. No. 71.....	May 13, 1933..... 11:05 a. m.	Passed by viva voce vote	Yeas 30 Nays 0

W. W. HEATH, Secretary of State.

SEVENTY-THIRD DAY—(Cont'd.)

Senate Chamber,
Austin, Texas,
May 16, 1933.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

House Bill No. 886.

The Chair laid before the Senate, by unanimous consent, the following bill:

H. B. No. 886, A bill to be entitled "An Act to amend Article 1667, of the Revised Civil Statutes of Texas for 1925, as amended by H. B. No. 59, Chapter 38, of the Second Called Session of the Forty-Second Legislature, so that the provisions of said Article shall hereafter extend to all counties containing a population of one hundred and ten thousand (110,000), or more, as shown by the preceding Federal census; and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time.

On motion of Senator Parr, the bill was laid on the table subject to call.

Senate Bill No. 540.

Senator Neal asked unanimous consent to take up out of its regular order S. B. No. 540.

Objection was heard.

Senate Bill No. 340.

The question recurred upon the motion to reconsider the vote by which the amendment by Senator Murphy to S. B. No. 340 was tabled.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, May 16, 1933.
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a conference committee to consider the differences between the two Houses on S. B. No. 429. The following are conferees on the part of the House: Holland, Hankamer, McDougald, Dwyer, and James.

The House has passed the following bills:

H. B. No. 91, A bill to be entitled "An Act fixing the salary of the official court reporter in each judicial district composed of one county only, and in which county there is only one district court; and also in each judicial district composed of two or more counties; and also in each judicial district composed of one county, which county composes also a portion of another judicial district, etc., and declaring an emergency."

H. B. No. 325, A bill to be entitled "An Act, prescribing and fixing the number of hours that shall constitute a legal day's work on all work being performed by, or on behalf of, the State of Texas, or on behalf of any county, municipal, or other legal or political subdivision of said State;